

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

LA GRASSO BROS. INC.,

Plaintiff,

v.

AMERICAN FOODSERVICE, L.L.C., and  
DAVID M. MAZUR, JR.,

Defendants.

CIVIL CASE NO. 10-10711

HON. MARIANNE O. BATTANI

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**DEFAULT JUDGMENT FOR PLAINTIFF AND  
AGAINST DEFENDANT AMERICAN FOODSERVICE LLC**

Upon the Court's finding in the Opinion and Order Granting Plaintiff's Motion for Summary Judgment (Doc. 21 at 4-6) that Defendant American Foodservice LLC has failed to plead or otherwise defend in this action, the Clerk's Entry of Default against Defendant American Foodservice (Doc. 23), Plaintiff La Grasso Bros. Inc.'s Motion for Default Judgment (Doc. 26), and the Court being otherwise advised in the premises,

**IT IS HEREBY ORDERED** that Plaintiff's Motion for Default Judgment be **GRANTED** and **DEFAULT JUDGMENT** be entered against Defendant American Foodservice in the amount of \$27,867.50, plus pre-judgment contractual interest at a rate of 18% per annum of \$6,530.31, for a total judgment amount of \$34,397.91 under Section 5(c) of the Perishable Agricultural Commodities Act, 7 U.S.C. § 499(e)(c), and post-judgment interest at the rate specified in 28 U.S.C. § 1961 until paid.

**IT IS SO ORDERED.**

s/Marianne O. Battani

MARIANNE O. BATTANI  
UNITED STATES DISTRICT JUDGE

**DATED:** April 28, 2011

**CERTIFICATE OF SERVICE**

Copies of this Order were served upon Counsel for the Plaintiff and Defendant, American Foodservice LLC via ordinary mail and/or electronically.

s/Bernadette M. Thebolt  
Case Manager